

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, April 9, 2014 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:32 A.M. AND WENT INTO CLOSED SESSION AT 9:33 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:37 A.M.

COMMISSIONERS PRESENT: DONNER, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, April 2, 2014, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Unfinished Business

1. *Petition of **MYNETTA HARVEY** for a hearing on his **discharge**, effective September 21, 2012, from the position of Staff Assistant I, Department of Health Services, Rancho Los Amigos National Rehabilitation Center, **Case No. 12-310.***

ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, PAUL CROST, TO REDUCE THE DISCHARGE TO A FINAL WARNING AND DEMOTION TO HIS FORMER CLASSIFICATION WITH NO BACK PAY.

Unfinished Business (continued)

2. *Petition of **CYNTHIA HERNANDEZ** for a hearing on her fifteen (15) day **suspension**, effective April 8, 2013, from the position of Registered Veterinary Technician, Department of Animal Care and Control, **Case No. 13-143**.*
OVERRULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ROBERT CUEN, TO NOT SUSTAIN THE DEPARTMENT.
3. *Petition of **HRIPSIME HELEN KANATARYAN** for a hearing on her **discharge**, effective December 30, 2011, from the position of Children's Social Worker II, Department of Children and Family Services, **Case No. 12-016**.*
OVERRULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, BARBARA MILLER, TO REDUCE THE DISCHARGE TO A THIRTY (30) DAY SUSPENSION. COMMISSIONER FOX DISSENTED.
4. *Petition of **ROBERT BRANDELLI** for a hearing on his twenty-one (21) day **suspension**, effective September 11, 2013, from the position of Fire Captain, Fire Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 13-414**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON THE PETITIONER'S RETIREMENT FROM COUNTY SERVICE. HEARING CANCELLED.
5. *Petition of **VERONICA LARA** for a hearing on her thirty (30) day **suspension**, effective July 1, 2013, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 13-301**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.
6. *Petition of **KEVIN FOSTER** for a hearing on his **implied resignation**, effective September 11, 2012, from the position of Physician Assistant, Department of Health Services, **Case No. 13-574**.*
DENIED AS UNTIMELY. (NO ONE APPEARED FOR THE PETITIONER).
7. *Petition of **VIRIAN SULLIVAN** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Social Worker Trainee, **Case No. 13-575**.*
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER).

New Business

8. Petition of **LESLIE JOHNSON** for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective February 7, 2014, from the position of Custodian, Department of Health Services, LAC+USC Medical Center, **Case No. 14-67**.
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. TO BE SCHEDULED AFTER COMPLETION OF THE CRIMINAL MATTER.
9. Petition of **MELINA PRIETO** for a hearing on her ten (10) day **suspension**, effective February 17, 2014, from the position of Licensed Vocation Nurse I, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 14-76**.
CONTINUED AT THE REQUEST OF THE PARTIES.
10. Petition of **ANTHONY SERENA** for a hearing on his fifteen (15) day **suspension**, effective January 27, 2014, from the position of Custody Assistant, Sheriff's Department, **Case No. 14-70**.
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
11. Petition of **LINDA WASHINGTON-BENJAMIN** for a hearing on her twenty-five (25) day **suspension**, effective February 3, 2014, from the position of Child Support Officer II, Child Support Services Department, **Case No. 14-68**.
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
12. Petition of **HAROLD DALEY** for a hearing on his **discharge**, effective February 7, 2014, from the position of Children's Social Worker II, Department of Children and Family Services, **Case No. 14-77**.
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
13. Petition of **FRANK NEGRETE** for a hearing on his **discharge**, effective February 3, 2014, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 14-75**.
HEARING DENIED.
14. Amended petition of **JOSEPH WILLIAM DIDINGER** for a hearing on the Director of Personnel's denial of his appeal of the **score** received in the examination for Ocean Lifeguard Specialist, **Case No. 13-545**.
RAISED THE SCORE 2.5 POINTS IN ORDER TO MOVE THE PETITIONER TO BAND 2.

Miscellaneous

15. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:53 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

16. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective December 3, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-395**.*
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ERNEST GOULD, TO SUSTAIN THE DEPARTMENT.

17. *Petitioner's request for a hearing on his **discharge**, effective January 31, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-043**.*
THE COMMISSION VACATED ITS ADOPTION OF THE OCTOBER 17, 2013, HEARING OFFICER'S REPORT, ADOPTED THE JULY 22, 2013 HEARING OFFICER'S REPORT, WITH CORRECTIONS TO PAGE 1 OF THE REPORT. CONTINUED THE MATTER TO THE MEETING OF APRIL 16, 2014.

18. *Petitioner's request for a hearing on his **discharge**, effective March 22, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-157**.*
DENIED THE PETITIONER'S REQUEST TO CERTIFY ADDITIONAL HEARING ISSUES.

19. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Supervising Deputy Probation Officer, **Case No. 14-3**.*
CONTINUED IN ORDER TO ATTEMPT RESOLUTION. AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A WITHDRAWAL.

CLOSED SESSION (continued)

New Business

20. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective February 3, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-71**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
21. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective February 5, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-72**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
22. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective February 18, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-73**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
23. *Petitioner's request for a hearing on her **discharge**, effective January 31, 2014, from the position of Group Supervisor Nights, Probation Department, **Case No. 14-74**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
24. *Petitioners' request for a hearing on her **discharge**, effective May 7, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-241**.*
THE COMMISSION CERTIFIED ADDITIONAL HEARING ISSUES.
25. *Writ of Administrative Mandamus received in the matter of the petitioner's request for a hearing on his **discharge**, effective June 4, 2010, from the position of Senior Detention Services Officer, Probation Department, **Case No. 10-220**.*
THE COMMISSION IMPOSED A THIRTY (30) DAY SUSPENSION. COMMISSIONER DONNER ABSTAINED AND COMMISSIONER KAHWAJIAN DISSENTED. THE COMMISSION ALSO DIRECTED THE PETITIONER'S COUNSEL TO DRAFT PROPOSED FINDINGS AND CONCLUSIONS OF LAW THAT SUPPORT THE THIRTY (30) DAY SUSPENSION. COMMISSIONER DONNER ABSTAINED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 1:01 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 1:02 P.M.

Legal Advisors:

Lester J. Tolnai and Edwin A. Lewis

Head Commission Specialist:

Steve Erickson

Intermediate Commission Specialist:

Harry Chang

APPROVED BY THE CIVIL SERVICE
COMMISSION ON APRIL 16, 2014

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director